Case 5:24-cv-06244-EKJ led 09/04/24 Page 1 of 2 JS-CAND 44 (Rev. 10/2020)

The JS-CAND 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Arlie Dolly

- (b) County of Residence of First Listed Plaintiff Hampshire County, WV (EXCEPT IN U.S. PLAINTIFF CASES)
- (c) Attorneys (Firm Name, Address, and Telephone Number)

Levi & Korsinsky, LLP, 1160 Battery Street East, Suite 100, San Francisco, CA 94111, (415)

DEFENDANTS

GitLab Inc., Sytse Sijbrandij, and Brian G. Robins

County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY)

IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. NOTE:

Attorneys (If Known)

373-1		thery Street East, Suite 100, Sair		, (110)					
II.	BASIS OF JURISDICTION (Place an "X" in One Box Only)				III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff (For Diversity Cases Only) and One Box for Defendant)				
1	U.S. Government Plaintiff	Federal Question (U.S. Government No.	t a Party)	Citizen	of This State	PTF	DEF 1 Incorporated or Prin of Business In This S		
2	U.S. Government Defenda			Citizen of Another State		2	2 Incorporated <i>and</i> Pri of Business In Anoth	ncipal Place 5 5	
		(Indicate Citizenship of Parties in Item III)		Citizen or Subject of a Foreign Country		3 Foreign Nation	6 6		
IV. NATURE OF SUIT (Place an "X" in One Box Only)									
	CONTRACT	NTRACT TORTS			FORFEITURE/PENA	ALTY	BANKRUPTCY	OTHER STATUTES	
110	Insurance	PERSONAL INJURY	PERSONAL	INJURY	625 Drug Related Seiz		422 Appeal 28 USC § 158	375 False Claims Act	
120 Marine		310 Airplane	365 Personal Injury – Produc		Property 21 USC § 881		423 Withdrawal 28 USC	376 Qui Tam (31 USC	
	Miller Act	315 Airplane Product Liability	Liability		690 Other		§ 157	§ 3729(a))	
	Negotiable Instrument	320 Assault, Libel & Slander	367 Health Care/ Pharmaceuti		LABOR		PROPERTY RIGHTS	400 State Reapportionment 410 Antitrust	
150	Recovery of Overpayment Of	330 Federal Employers'	Injury Produ		710 Fair Labor Standa	ırds Act	820 Copyrights	430 Banks and Banking	
	Veteran's Benefits	Liability	368 Asbestos Per		720 Labor/Manageme	nt	830 Patent	450 Commerce	
151 Medicare Act		340 Marine	Product Lial		Relations		835 Patent—Abbreviated New	460 Deportation	
	Recovery of Defaulted	345 Marine Product Liability	PERSONAL PE	ROPERTY	740 Railway Labor Ac		Drug Application	470 Racketeer Influenced &	
	Student Loans (Excludes	350 Motor Vehicle	370 Other Fraud		751 Family and Medic Leave Act	cal	840 Trademark 880 Defend Trade Secrets	Corrupt Organizations	
	Veterans)	355 Motor Vehicle Product Liability	371 Truth in Len	ding	790 Other Labor Litig	ation	Act of 2016	480 Consumer Credit	
153	Recovery of Overpayment	360 Other Personal Injury	380 Other Person	nal Property	791 Employee Retiren		SOCIAL SECURITY	485 Telephone Consumer	
of	Veteran's Benefits	362 Personal Injury -Medical	Damage		Income Security			Protection Act	
	Stockholders' Suits	Malpractice	385 Property Da	mage Product	IMMIGRATION	V	861 HIA (1395ff) 862 Black Lung (923)	490 Cable/Sat TV	
190 Other Contract			Liability		462 Naturalization	•	863 DIWC/DIWW (405(g))	★ 850 Securities/Commodities/	
	Contract Product Liability	CIVIL RIGHTS	PRISONER PE	TITIONS	Application		864 SSID Title XVI	Exchange	
	Franchise	440 Other Civil Rights	HABEAS CO	ORPUS	465 Other Immigration	n	865 RSI (405(g))	890 Other Statutory Actions	
	REAL PROPERTY	441 Voting	463 Alien Detain	iee	Actions		FEDERAL TAX SUITS	891 Agricultural Acts 893 Environmental Matters	
		442 Employment	510 Motions to V	/acate				895 Freedom of Information	
	Land Condemnation	443 Housing/ Accommodations	Sentence				870 Taxes (U.S. Plaintiff or Defendant)	Act	
	Foreclosure	445 Amer. w/Disabilities—	530 General				871 IRS—Third Party 26 USC	896 Arbitration	
230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability		Employment	535 Death Penalty OTHER				§ 7609	899 Administrative Procedure	
		446 Amer. w/Disabilities-Other						Act/Review or Appeal of	
	All Other Real Property	448 Education	540 Mandamus &					Agency Decision	
290	All Other Real Froperty		550 Civil Rights					950 Constitutionality of State Statutes	
			555 Prison Cond 560 Civil Detain					Statutes	
			Conditions of						
			Confinemen	t					
	ORIGIN (Place an Original 2 Proceeding	Removed from 3 I	Remanded from Appellate Court	4 Reinst Reope	tated or 5 Transference Another		n 6 Multidistrict (specify) Litigation–Tran	8 Multidistrict Litigation–Direct File	
X/T	CALICE OF Cita	the IIS Civil Statute under	which you are fili	ng (De not ei	ita iurisdictional statutos	unloss Ai	'narsitu):		
VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing (Do not cite iurisdictional statutes unless diversity): 15 USC 78j Brief description of cause:									
		olation of federal securit	ies law						
VII. REQUESTED IN CHECK IF THIS IS A CLASS ACTION DEMAND \$ CHECK YES only if demanded in complaint:									
VII.	COMPLAINT:	UNDER RULE 23, Fed		N DEML	AND \$		CHECK YES only if den JURY DEMAND:	X Yes No	
VIII	. RELATED CASI	JUDGE			DOCKET NU	JMBER			

(Place an "X" in One Box Only)

DIVISIONAL ASSIGNMENT (Civil Local Rule 3-2)

EUREKA-MCKINLEYVILLE

SAN JOSE

× SAN FRANCISCO/OAKLAND

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS-CAND 44

Authority For Civil Cover Sheet. The JS-CAND 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- **I. a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
 - c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)."
- II. Jurisdiction. The basis of jurisdiction is set forth under Federal Rule of Civil Procedure 8(a), which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
 - (1) United States plaintiff. Jurisdiction based on 28 USC §§ 1345 and 1348. Suits by agencies and officers of the United States are included here.
 - (2) United States defendant. When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 - (3) <u>Federal question</u>. This refers to suits under 28 USC § 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
 - (4) <u>Diversity of citizenship</u>. This refers to suits under 28 USC § 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.)**
- III. Residence (citizenship) of Principal Parties. This section of the JS-CAND 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerk(s) in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin. Place an "X" in one of the six boxes.
 - (1) Original Proceedings. Cases originating in the United States district courts.
 - (2) Removed from State Court. Proceedings initiated in state courts may be removed to the district courts under Title 28 USC § 1441. When the petition for removal is granted, check this box.
 - (3) Remanded from Appellate Court. Check this box for cases remanded to the district court for further action. Use the date of remand as the filing
 - (4) Reinstated or Reopened. Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 - (5) <u>Transferred from Another District</u>. For cases transferred under Title 28 USC § 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 - (6) <u>Multidistrict Litigation Transfer</u>. Check this box when a multidistrict case is transferred into the district under authority of Title 28 USC § 1407. When this box is checked, do not check (5) above.
 - (8) Multidistrict Litigation Direct File. Check this box when a multidistrict litigation case is filed in the same district as the Master MDL docket.
 - Please note that there is no Origin Code 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. Do not cite jurisdictional statutes unless diversity. Example: U.S. Civil Statute: 47 USC § 553. Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Federal Rule of Civil Procedure 23.
 - Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
 - Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS-CAND 44 is used to identify related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.
- IX. Divisional Assignment. If the Nature of Suit is under Property Rights or Prisoner Petitions or the matter is a Securities Class Action, leave this section blank. For all other cases, identify the divisional venue according to Civil Local Rule 3-2: "the county in which a substantial part of the events or omissions which give rise to the claim occurred or in which a substantial part of the property that is the subject of the action is situated."

Date and Attorney Signature. Date and sign the civil cover sheet.